

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9076 of 2009

Manoj Kumar
..... Petitioner/s
Versus
The State Of Bihar & Ors
..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.9235 of 2009

Basudeo Prasad Keshari
..... Petitioner/s
Versus
The State Of Bihar & Ors
..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.10035 of 2009

Basudeo Prasad Keshari
..... Petitioner/s
Versus
The State Of Bihar & Ors
..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.10036 of 2009

Krishna Gopal
..... Petitioner/s
Versus
The State Of Bihar & Ors
..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.10037 of 2009

Ashok Kumar
..... Petitioner/s
Versus
The State Of Bihar & Ors
..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.10038 of 2009

Wakar Ahmad
..... Petitioner/s
Versus
The State Of Bihar & Ors
..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.10039 of 2009

Sita Ram Sah
..... Petitioner/s
Versus
The State Of Bihar & Ors
..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.10040 of 2009

Wakar Ahmad



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..... Petitioner/s
Versus
The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.10041 of 2009

Krishna Gopal

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.10042 of 2009

Sita Ram Sah

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.10890 of 2009

Pradeep Kumar

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.10934 of 2009

Sachchidanand Singh @Sachchidanand Prasad Singh

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.11051 of 2009

Dhanik Sao

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.11052 of 2009

Yogendra Paswan

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No.11109 of 2009

Arjun Das

..... Petitioner/s

Versus

The State Of Bihar & Ors



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.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.11938 of 2009

Satish Kumar Sahu

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.12061 of 2009

Dharmendra Kumar

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.12075 of 2009

1. Shiv Devi
2. Amrendra Kumar

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.12082 of 2009

Suresh Prasad Mandal

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.12108 of 2009

Bindeshwari Prasad Sah

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.12112 of 2009

Jai Prakash Sah

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.12125 of 2009

Singheshwar Mandal

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH



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Civil Writ Jurisdiction Case No.12126 of 2009

Paras Nath Jha

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.12165 of 2009

Raj Kumari

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.12236 of 2009

Parmanand Sah

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.12237 of 2009

Chhavi Nath Paswan

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.12285 of 2009

Madan Kumar Jaiswal

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.12163 of 2009

Smt.Ful Devi

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.18078 of 2009

Baijnath Prasad Gupta

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.16218 of 2009

Basudeo Uraon

.... Petitioner/s



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Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.16219 of 2009

Ramjee Kehsri

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.16222 of 2009

Manoj Keshri

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.16223 of 2009

Jai Narayan Yadav

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.16260 of 2009

Subhash Mandal

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.16262 of 2009

Devendra Prasad Singh

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.16267 of 2009

Sita Ram Gupta

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.6026 of 2010

1. Bhola Sah
2. Sone Lal Thakur
3. Raju Paswan
4. Md. Quazim
5. Deorani Devi

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6. Md. Aslam

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.3856 of 2010

Raghvendra Sharma

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.3239 of 2010

Ram Lal Sah

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.3184 of 2010

Sheo Chandra Ram

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No.8075 of 2010

1. Vijay Kumar
2. Md. Hasnain Khan
3. Surendra Singh

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No. 16280 of 2009

Lakshmi Mandal

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No. 16281 of 2009

Triveni Kumar Gupta

.... Petitioner/s

Versus

The State Of Bihar & Ors

.... Respondent/s

WITH

Civil Writ Jurisdiction Case No. 16300 of 2009

Ravindra Prasad Singh

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..... Petitioner/s
Versus
The State Of Bihar & Ors
..... Respondent/s

WITH

Civil Writ Jurisdiction Case No. 16304 of 2009

Thakur Ranjeet Singh

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No. 16336 of 2009

Mina Devi

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No. 16570 of 2009

Sitaram Choudhary

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No. 16584 of 2009

Ram Khelawan Sharma

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No. 16770 of 2009

Suresh Prasad Gupta @ Suresh Gupta

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

Civil Writ Jurisdiction Case No. 16848 of 2009

Bindeshwari Prasad Yadav

..... Petitioner/s

Versus

The State Of Bihar & Ors

..... Respondent/s

WITH

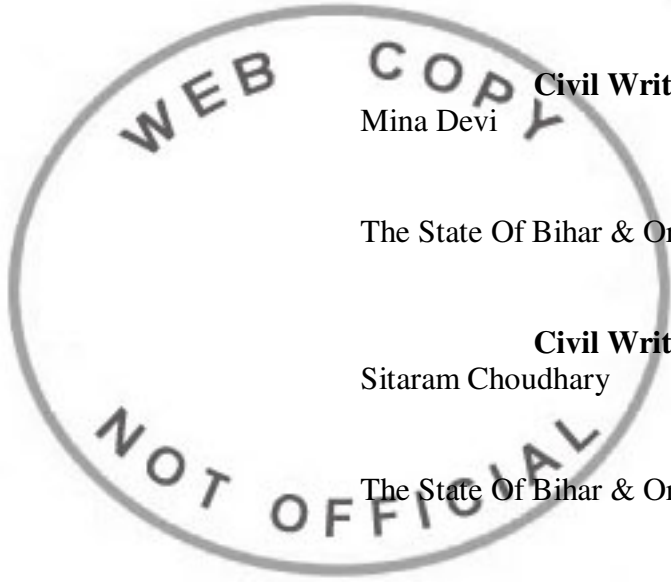
Civil Writ Jurisdiction Case No. 16898 of 2009

Bablu Kumar Gupta @ Bablu Gupta

..... Petitioner/s

Versus

The State Of Bihar & Ors



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.... Respondent/s

Appearance :

(In CWJC No.9076 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Surya Narayan Sah
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (SC3)

(In CWJC No.9235 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Surya Narayan Sah
Mr. Krishna Ballbha Sharma

For the Respondent/s : Mr. (SC11)
Mr. R.S.Pradhan

(In CWJC No.10035 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Surya Narayan Sah
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (GP 17)
Mr. Rama Shankar Pradhan

(In CWJC No.10036 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballbha Sharma

For the Respondent/s : Mr. (SC 22)
Mr. J.P.Karn
Mr. R.S Pradhan
Mr. Uday Kumar

(In CWJC No.10037 of 2009)

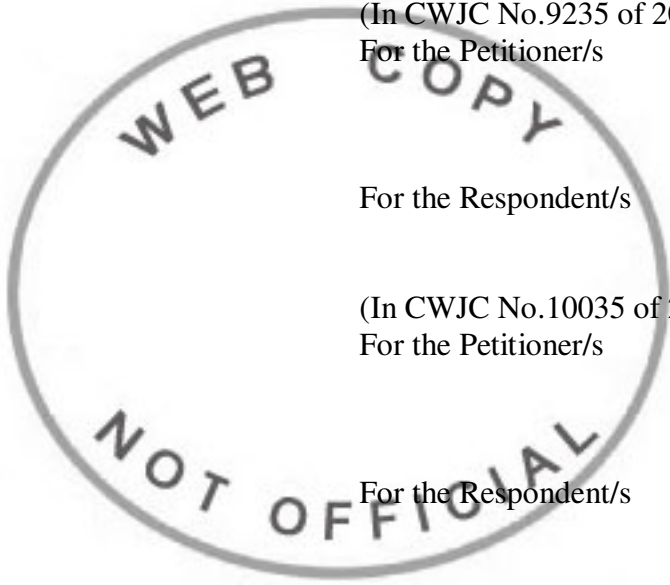
For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (GP 2)
Mr. Ram Kinkar Choubey
Mr. J.P.Karn
Mr. R.S.Pradhan

(In CWJC No.10038 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballbha Sharma

For the Respondent/s : Mr. (SC 14)
Mr. J.P.Karn
Mr. Ram Shankar Pradhan
Mr. Uday Kumar



(In CWJC No.10039 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (SC 15)
Mr. Ram Kinker Choubey
Mr. J.P.Karn
Mr. Ram Shankar Pradhan
Mr. Uday Kumar

(In CWJC No.10040 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (SC 21)
Mr. J.P.Karn
Mr. R.S.Pradhan

(In CWJC No.10041 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (SC 13)
Mr. J.P.Karn
Mr. R.S.Pradhan

(In CWJC No.10042 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (SC20)
Mr. J.P.Karn
Mr. R.S.Pradhan
Mr. Uday Kumar

(In CWJC No.10890 of 2009)

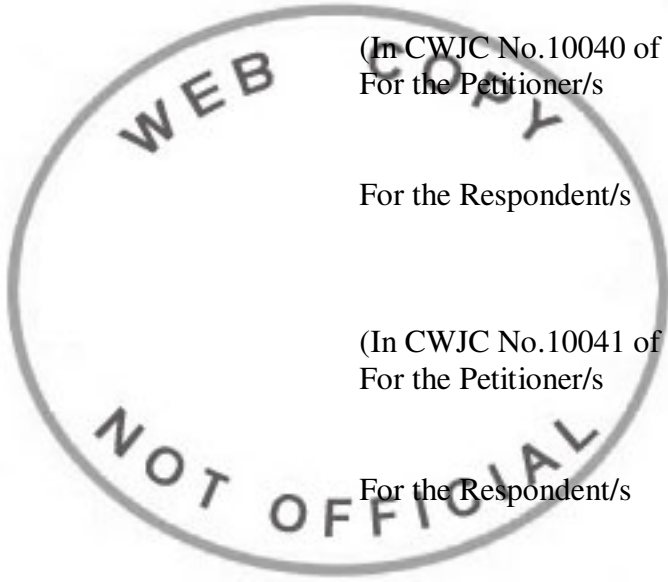
For the Petitioner/s : Mr. Sushmita Mishra
Mr. Surya Narayan Sah
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (SC11)
Mr. Rama Shankar Pradhan

(In CWJC No.10934 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballabha Sharma
Mr. Surya Narayan Sah

For the Respondent/s : Mr. (GA3)
Mr. R.S.Pradhan



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(In CWJC No.11051 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballbha Sharma

For the Respondent/s : Mr. (GP 6)
Mr. J.P.Karn
Mr. R.S.Pradhan

(In CWJC No.11052 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballbha Sharma

For the Respondent/s : Mr. (SC 22)
Mr. R.S.Pradhan

(In CWJC No.11109 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballbha Sharma

For the Respondent/s : Mr. (GP 7)
Mr. J.P.Karn
Mr. R.S.Pradhan

(In CWJC No.11938 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (GP 2)
Mr. R.S.Pradhan

(In CWJC No.12061 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (GP 1)
Mr. R.S.Pradhan

(In CWJC No.12075 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballbha Sharma

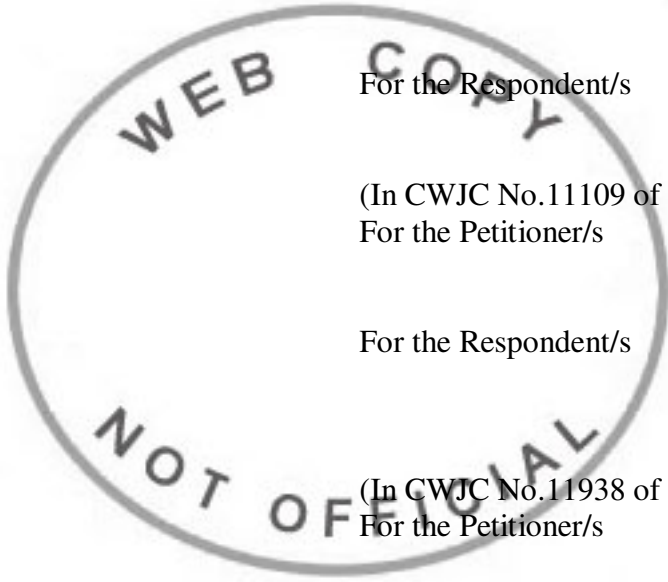
For the Respondent/s : Mr. (SC 19)
Mr. R.S.Pradhan

(In CWJC No.12082 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (SC 17)
Mr. R.S.Pradhan

(In CWJC No.12108 of 2009)



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For the Petitioner/s : Mr. Sushmita Mishra
Mr. Surya Narayan Sah
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (SC 20)
Mr. R.S.Pradhan

(In CWJC No.12112 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballbha Sharma
Mr. Surya Narayan Sah

For the Respondent/s : Mr. (SC 21)
Mr. R.S.Pradhan

(In CWJC No.12125 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballbha Sharma

For the Respondent/s : Mr. (SC 13)
Mr. R.S.Pradhan

(In CWJC No.12126 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballabha Sharma

For the Respondent/s : Mr. (SC 18)
Mr. R.S.Pradhan

(In CWJC No.12165 of 2000)

For the Petitioner/s : Mr. Sanjay Kumar @ Manu
Mr. Ram Naresh Singh

For the Respondent/s : Mr. A.P.Jittu (SC 2)

(In CWJC No.12236 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballabha Sharma
Mr. Surya Narayan Sah

For the Respondent/s : Mr. (SC 16)
Mr. R.S.Pradhan

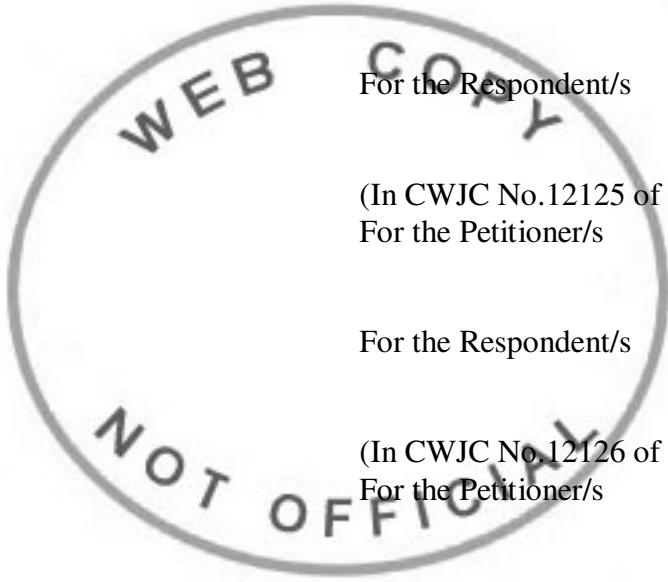
(In CWJC No.12237 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballbha Sharma

For the Respondent/s : Mr. (SC 12)
Mr. R.S.Pradhan

(In CWJC No.12285 of 2009)

For the Petitioner/s : Mr. Sushmita Mishra
Mr. Krishna Ballbha Sharma



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For the Respondent/s : Mr. (SC 15)
Mr. R.S.Pradhan

(In CWJC No.10634 of 2009)

For the Petitioner/s : Mr. Shree Kant Labh .
Mr. Rajeev Kumar Labh

For the Respondent/s : Mr. (GP 22)

(In CWJC No.12163 of 2009)

For the Petitioner/s : Mr. Ram Sevak Choudhary

For the Respondent/s : Mr. (AAG 9)
Mr. R.S.Pradhan

(In CWJC No.18078 of 2009)

For the Petitioner/s : Mr. D.N.Tiwari
Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (GA 2)
Mr. R.S.Pradhan

(In CWJC No.16218 of 2009)

For the Petitioner/s : Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (GA 3)
Mr. R.S.Pradhan

(In CWJC No.16219 of 2009)

For the Petitioner/s : Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (GP 20)
Mr. R.S.Pradhan

(In CWJC No.16222 of 2009)

For the Petitioner/s : Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (GA 1)
Mr. R.S.Pradhan

(In CWJC No.16223 of 2009)

For the Petitioner/s : Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (GA 2)
Mr. R.S.Pradhan

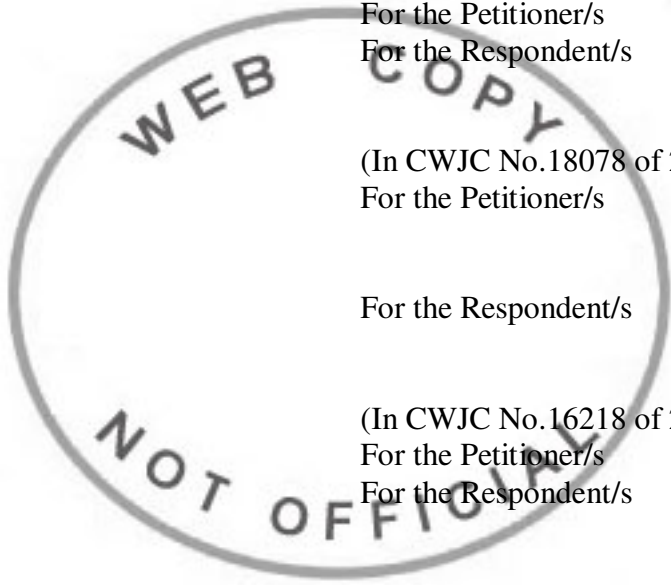
(In CWJC No.16260 of 2009)

For the Petitioner/s : Mr. D.N.Tiwari
Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (GA 4)
Mr. R.S.Pradhan

(In CWJC No.16262 of 2009)

For the Petitioner/s : Mr. D.N.Tiwari
Mr. Shailendra Kumar Singh



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For the Respondent/s : Mr. (GA 7)
Mr. R.S.Pradhan

(In CWJC No.16267 of 2009)

For the Petitioner/s : Mr. D.N.Tiwari
Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (AAG 10)
Mr. R.S.Pradhan

(In CWJC No.6026 of 2010)

For the Petitioner/s : Mr. D.N.Tiwari
For the Respondent/s : Mr. (GP 17)

(In CWJC No.3856 of 2010)

For the Petitioner/s : Mr. D.N.Tiwari
For the Respondent/s : Mr. (GA 8)

(In CWJC No.3239 of 2010)

For the Petitioner/s : Mr. D.N.Tiwari
For the Respondent/s : Mr. (SC 2)

(In CWJC No.3184 of 2010)

For the Petitioner/s : Mr. D.N.Tiwari
For the Respondent/s : Mr. (SC 1)

(In CWJC No.8075 of 2010)

For the Petitioner/s : Mr. D.N.Tiwari
For the Respondent/s : Mr. (GP 7)

(In CWJC No.16280 of 2009)

For the Petitioner/s : Mr. D.N.Tiwari
Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (GA 6)
Mr. R.S.Pradhan

(In CWJC No.16281 of 2009)

For the Petitioner/s : Mr. D.N.Tiwari
Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (AAG 7)
Mr. R.S.Pradhan

(In CWJC No.16300 of 2009)

For the Petitioner/s : Mr. D.N.Tiwari
Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (GA 1)
Mr. R.S.Pradhan

(In CWJC No.16304 of 2009)

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For the Petitioner/s : Mr. D.N.Tiwari
Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (GP 21)
Mr. R.S.Pradhan

(In CWJC No.16336 of 2009)

For the Petitioner/s : Mr. D.N.Tiwari
Mr. Shailendra Kumar Singh

For the Respondent/s : Mr. (AAG 11)
Mr. R.S.Pradhan

(In CWJC No.16570 of 2009)

For the Petitioner/s : Mr. Shailendra Kumar Singh
For the Respondent/s : Mr. (GA 5)
Mr. R.S.Pradhan

(In CWJC No.16584 of 2009)

For the Petitioner/s : Mr. Shailendra Kumar Singh
For the Respondent/s : Mr. (GA 6)
Mr. R.S.Pradhan

(In CWJC No.16770 of 2009)

For the Petitioner/s : Mr. Shailendra Kumar Singh
For the Respondent/s : Mr. (GA 9)
Mr. R.S.Pradhan

(In CWJC No.16848 of 2009)

For the Petitioner/s : Mr. Shailendra Kumar Singh
Mr. D.N.Tiwari

For the Respondent/s : Mr. (GP 21)
Mr. R.S.Pradhan

(In CWJC No.16898 of 2009)

For the Petitioner/s : Mr. Shailendra Kumar Singh
For the Respondent/s : Mr. (GA 3)
Mr. R.S.Pradhan

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CORAM: HONOURABLE JUSTICE SMT. SHEEMA ALI KHAN

ORAL ORDER

(Per: HONOURABLE JUSTICE SMT. SHEEMA ALI KHAN)

4 16-12-2011

Counsels appearing on behalf of the petitioners
in all these writ applications are permitted to add the

Principal Secretary, Department of Food and Civil Supply,
Government of Bihar, Patna as party-respondent.

These writ petitions have been filed challenging the order contained in Annexure 1 in which the Sub Divisional Officer/the Block Development Officer/the Deputy Development Commission -cum- Executive Officer has issued directions to the dealers to deposit cheques in the treasury after selling the food grains stored in their godown between the period 2002-08, which was meant for distribution to the labourers under the EKIKRIT SAMPURNA GRAMIN ROZGAR YOJANA and FOOD FOR WORK Scheme.

In all cases where such notices have been issued, this Court has referred the matter to the Principal Secretary, Food and Supply Department, Bihar, Patna to look into the facts of the case and to fix responsibility regarding the implementation of the Scheme before the order of depositing the amount can be implemented.

Thus, this case will be governed by the orders passed in CWJC No. 8609 of 2009, disposed of on 21.10.2011 and CWJC No. 13676/2009, disposed of on 4.11.2011 and CWJC No. 9435/2009, disposed of on 23.11.2011.

Accordingly this Court quashes the notice by which demands have been made by the Sub Divisional Officer/the Block Development Officer/ the Deputy

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Development Commissioner –cum- Executive Officer for deposit of the cheques in the Treasury after sale of the food grains.

This writ petitions thus stands disposed of with the aforesaid observations.

Prabhakar Anand/-

(**Sheema Ali Khan, J**)

